



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-2147 FAX (603) 271-6588



**LETTER OF DEFICIENCY  
WET 2003-23**

August 28, 2003

Alice Carr  
c/o Ann Duffy  
6 Lynda Ave  
Swanton, VT 05488

RE: DES Wetlands File #2002-02041 1018 Ossipee Lake Road, Freedom

Dear Ms. Carr

In August 2002, the Department of Environmental Services ("DES") received information that a seasonal dock measuring approximately 3' x 40' was located on the above-referenced property, more specifically referenced on Town of Freedom Tax Map 19 as Lot 9 (the "Property"). The Property is a right-of-way approximately 12' wide and 350' long.

In June 2003, DES received information that the seasonal dock, which had been removed in 2002, had been re-installed on the Property. DES records indicate that a permit has not been obtained for the dock, a violation of RSA 482-A.

In response, you are requested to do the following:

By September 15, 2003, remove the seasonal dock and do not re-install a dock; or

2. By October 15, 2003, submit to DES an after-the-fact application (enclosed) to retain the use of the dock

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct an inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Linda Magoon  
Wetlands Bureau  
Department of Environmental Services  
6 Hazen Drive  
PO Box 95  
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact me at (603) 271-4056 or by e-mail at [lmagoon@des.state.nh.us](mailto:lmagoon@des.state.nh.us).

Sincerely,

  
**COPY**  
Fik Collis G. Adams, CWS  
Administrator  
DES Wetlands Bureau

CERTIFIED MAIL 7002 3150 0001 5411 2040

cc: Rene Pelletier, Manager, Land Resources Management Program  
✓Gretchen Rule, Administrator, DES Legal Unit  
Freedom Conservation Commission  
Freedom Board of Selectmen  
David Killoy, USACOE  
Brooks South